

Seating

PATENT
Docket No. 251692002821

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231, on October 20, 1998.

Velinda D. Lillard
Velinda D. Lillard

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Schanzlin et al.

Serial No.: 08/993,696

Filing Date: December 18, 1997

For: RADIAL INTRASTROMAL CORNEAL
INSERT AND A METHOD OF
INSERTION

Examiner: not assigned

Group Art Unit: 3738

RECEIVED
OCT 23 1998
11:34

TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In complete response to the Notice to File Missing Parts of Application Under
37 C.F.R. § 1.53(d) dated March 25, 1998, attached please find:

- ☒ A declaration signed by the inventor(s) and the surcharge of \$65.00 as set forth in 37 C.F.R. § 1.16(e).
- ☒ A Power of Attorney and Prosecution by Assignee Under 37 C.F.R. § 3.71.
- ☒ A Declaration of Small Entity Status.
- ☒ A Petition for Extension of Time for 5 months .
- ☒ Certificate Under 3.73(b) with copies of Assignment Recordation and Joint Assignments ;
- ☒ Notice to File Missing Parts of Application;
- ☒ Return receipt postcard.

The filing fee has been calculated as follows:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	67 - 66 =	1	x \$22.00	\$22.00
INDEPENDENT CLAIMS	7 - 6 =	1	x \$82.00	\$82.00
Petition for Extension of Time			1030.00	\$2060.00
			BASIC FEE	\$0
			TOTAL OF ABOVE CALCULATIONS =	\$2164.00
SURCHARGE FOR FILING MISSING PARTS				\$130.00
Reduction by 1/2 for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27, 1.28). If applicable, verified statement must be attached.				\$1147.00
			TOTAL =	\$ 1147.00

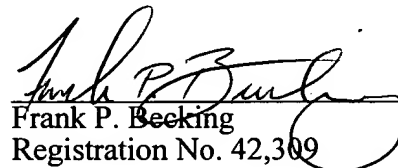
☒ A check in the amount of \$1095.00 is attached.

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this transmittal and associated documents, or to credit any overpayment to **Deposit Account No. 03-1952, referencing Docket No. 251692002821**.

Respectfully submitted,

Dated: 10/20, 1998

By:


Frank P. Becking
Registration No. 42,309

Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5754
Facsimile: (650) 494-0792



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
08/993,696	12/18/97	SCHANZLIN	D 2516920028021

MORRISON & FOERSTER LLP
755 PAGE MILL ROAD
PALO ALTO CA 94304-1018

0252/0325

NOT ASSIGNED

3738

DATE MAILED:

11/17/1998 ASELLMAN 00000003 08993696

03/25/98

02 FC:205

NOTICE TO FILE MISSING PARTS OF APPLICATION
65.00 DP
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted ALONG WITH THE PAYMENT OF A SURCHARGE for items 1 and 3-6 only of \$ 130. for a ☐ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ large entity ☐ small entity (verified statement filed), is \$ _____.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☐ 3. The oath or declaration:

- ☐ is missing.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☒ 4. The signature(s) to the oath or declaration is/are:

- ☒ missing.
☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$ _____ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the response.

Customer Service Center
Initial Patent Examination Division (703) 308-1202